

with so as to reduce its quality or strength or make it appear better or of greater value than it was.

It was alleged to be misbranded in that it was in package form but did not bear a label containing the name and place of business of the manufacturer, packer, or distributor, nor an accurate statement of the quantity of contents. It was alleged to be misbranded further in that it was fabricated from two or more ingredients, and the common or usual name of each of such ingredients was not set forth in the label.

On May 18, 1940, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

## DAIRY PRODUCTS

### BUTTER

**526. Adulteration of butter. U. S. v. Nels M. Lindgren (Monticello Dairy).** Plea of guilty. Fine, \$30. (F. D. C. No. 926. Sample Nos. 60259-D, 67727-D, 67733-D.)

This product contained less than 80 percent of milk fat.

On March 5, 1940, the United States attorney for the District of Minnesota filed in the district court an information against Nels M. Lindgren, trading as Monticello Dairy at Monticello, Minn., alleging shipment by said defendant on or about August 12 and 16, 1939, from the State of Minnesota into the State of New York, of quantities of butter which was adulterated.

Adulteration was alleged in that a valuable constituent, milk fat, had been in part omitted from the article and in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On March 5, 1940, the defendant entered a plea of guilty and the court imposed a fine of \$30.

**527. Adulteration of butter. U. S. v. Armour & Co. (Armour Creameries).** Plea of guilty. Fine, \$10. (F. D. C. No. 923. Sample No. 44499-D.)

This product contained less than 80 percent of milk fat.

On April 2, 1940, the United States attorney for the District of Minnesota filed an information against Armour & Co., a corporation trading as Armour Creameries at St. Paul, Minn., alleging shipment by said company on or about August 9, 1939, from the State of Minnesota into the State of New Jersey, of a quantity of butter which was adulterated.

The article was alleged to be adulterated in that a valuable constituent, milk fat, had been in part omitted, and in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On April 2, 1940, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of \$10.

Nos. 528 to 564, inclusive, of this publication report the seizure and disposition of butter which contained less than 80 percent of milk fat. (The act of Congress defining butter and providing a standard therefor, which is made applicable to the provisions of this act, requires that butter shall contain not less than 80 percent by weight of milk fat.)

**528. Adulteration of butter. U. S. v. 34 Tubs of Butter. Decree of condemnation and forfeiture. Product released under bond for reworking.** (F. D. C. No. 1502. Sample No. 89409-D.)

On February 9, 1940, the United States attorney for the District of Massachusetts filed a libel against 34 tubs, each containing 63 pounds, of butter at Boston, Mass., alleging that the article had been shipped in interstate commerce on or about February 1, 1940, by Armour & Co. from Chicago, Ill.; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On March 15, 1940, Peter Fox Sons, Inc., Chicago, Ill., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered and it was ordered that the product be released to claimant for reworking so that it contain not less than 80 percent by weight of milk fat.

**529. Adulteration and misbranding of butter. U. S. v. 4 Cubes and 53 Cubes of Butter. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. Nos. 2025, 2038. Sample No. 14714-E.)

On May 18 and 20, 1940, the United States attorney for the Eastern District of Pennsylvania filed libels against 57 cubes of butter at Philadelphia, Pa.,